PREPARED BY: DATE PREPARED: PHONE: Doug Nichols February 9, 2015 471-0052

**LB 173** 

Revision: 00

## **FISCAL NOTE**

LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)										
	FY 201	5-16	FY 2016-17							
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE						
GENERAL FUNDS	(106,860)		(220,844)							
CASH FUNDS										
FEDERAL FUNDS										
OTHER FUNDS										
TOTAL FUNDS	(106,860)		(220,844)							

Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.

This bill would change habitual criminal provisions. The bill changes this provision so it applies to a conviction of an additional violent crime, instead of just another felony. Violent crime is defined in the bill.

This bill could reduce the state prison inmate population because it reduces the number of offenses under which the habitual criminal provisions would apply.

The Department of Correctional Services (DCS) estimates that this bill could reduce the inmate population by an average of 15 inmates per day in FY2016 (saving approximately \$106,860) and 31 inmates per day in FY2017 (saving approximately \$220,844).

The FY14 per diem for an individual inmate was \$7,124 per year. This is the cost for food, medical care, inmate wages, clothing, cleaning supplies, food service supplies, cell and dorm supplies, other supplies, and transportation.

As of December 31, 2014, the inmate population was 159% of design capacity. On December 31, 2013, the inmate population was 153% of design capacity.

LB <sup>(1)</sup> 1/	<u>/3</u>										FISCAL NOT	Έ
State Agency OR Political Subdivision Name: (2)  Prepared by: (3) Chris Peters			; (2)	Nebraska Department of Corrections								
				Date Prepared: (4)2			2/9/2015 Phone: (5)			(402) 479-5702		
		F	STIMATE PR	OVIDE	D BY ST	TATE AGE	NCY (	OR POLIT	ΓICAL SU	BDIVIS	ION	
				FY 201						Y 2016-		
			EXPENDITUI	<u>RES</u>	<u>R1</u>	<u>EVENUE</u>		<b>EXPEN</b>	DITURES	<u> </u>	<u>REVENUE</u>	
GENERAL I	FUNI	DS	(106,860)				_	(22	0,844)	_		_
CASH FUNI	OS									_		_
FEDERAL F	TUNI	OS					_			_		
OTHER FU	NDS									_		_
TOTAL FU	NDS		(106,860)				_	(22	0,844)	=		_
Explanation	of Es	stimate:										
upon admiss enhancemer During FY20 habitual crim decrease in	sion, nt. 014, d ninals expe	only thre were ac	an after first se e newly admitte dmitted in FY20 gth of stay, is p	ed inma 114 und redicted	e currentes met the extended to redu	the new vickisting defir	year molent of tution.	nandatory ffense crit The decrial populat	minimum eria outlin ease in action by an	for the hed in LB Imission average	n N.R.S. §83-1,10 nabitual felon 173. In contrast, s, coupled with the of 15 inmates per nately \$220,844).	22 e
D 16			BREAKD	OWN I	BY MAJ	OR OBJEC	TS OI	EXPENI	DITURE		<del></del>	
Personal Ser PO		ON TII	LE	NUM: 15-		POSITION <u>16-17</u>	NS		15-16 IDITURES	<u>S</u>	2016-17 EXPENDITURE	<u>s</u>
Benefits							_			-		_
Operating										-		_
Travel										_		_
Capital outla	ay									_		_
	•									-		_
Capital impr	oven	nents		••						-		_
TOTAL.								(10	6,860)	-	(220,844)	_